

IN THE UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT

UNITED STATES TELECOM ASS'N, <i>et al.</i> ,)	
Petitioners,)	
)	
v.)	Nos. 00-1012, 00-1015,
)	<i>et al.</i>
FEDERAL COMMUNICATIONS COMMISSION)		
and UNITED STATES OF AMERICA,)	
Respondents.)	

**EMERGENCY MOTION OF FEDERAL COMMUNICATIONS COMMISSION
TO SUSPEND MANDAMUS RESPONSE SCHEDULE**

The Federal Communications Commission respectfully files this emergency motion to suspend the schedule for responding to two mandamus petitions filed in this docket. Currently, the deadline for the FCC's response is September 25, 2003 . In a separate motion filed today, the Commission has asked the Court to transfer these petitions to the Eighth Circuit or, alternatively, to deny them. In that motion, the Commission has also made a contingent request for an extension of time to respond fully to the petitions in the event that the Court declines to transfer or deny them. We respectfully request that the Court suspend the deadline for the FCC's substantive response to the mandamus petitions while the Court considers the Commission's motion to transfer or deny the petitions.

Respectfully submitted,

John A. Rogovin
General Counsel
John E. Ingle
Deputy Associate General Counsel
James M. Carr
Counsel
Federal Communications Commission
Washington, D.C. 20554

September 22, 2003